Image

MS RCE PATENT

1794-0142P



IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Hideki HIRAYAMA et al. Conf.: 8855

Appl. No.: 09/943,222 Group: 1765

Filed: August 31, 2001 Examiner: Matthew J. Song

For: LOW DISCLOATION BUFFER AND PROCESS FOR

PRODUCTION THEREOF AS WELL AS DEVICE PROVIDED LOW DISCLOSATION BUFFER

REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114

MS RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

December 18, 2003

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

- This Request for Continued Examination is being filed prior to the earliest of:
 - (1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.
- The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

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	The enclosed document is being transmitted via facsimile.											
\boxtimes	Submission Required under 37 C.F.R. § 1.114:											
	Do <u>NOT</u> enter the After Final Amendment(s) p filed on under 37 C.F.R. § 1.116.						previo	ously				
	Enter as part of the present submission:											
	\boxtimes	The After Final Amendment(s) previously filed on November 18, 2003, under 37 C.F.R. § 1.116 but unentered, in the present application.							l on but			
		Arguments in the Appeal Brief or Reply Brief previously filed on .										
		A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:										
			TOTAL	TOTAL	NUMBER	Large Entity		Small Entity				
			NUMBER OF CLAIMS PREVIOUSLY PAID FOR	NUMBER OF CLAIMS BEING FILED HEREWITH	<u>EXTRA</u>	Rate	Fee	Rate	Fee			
	Tota Clai	_	27	27 =		X 18	\$	х 9	\$			
	Inde Clai	pendent ms	2	2 =		X 86	\$	X 43	\$			
			PRESENTATION OF A MULTIF		LE	290	\$	145	\$			
	тота					AL CLAIM FEE(S)			\$0.00			
	An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.											
		Other:										
	Miscellaneous											
		Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of () months. (Period of suspension shall not exceed 3 months.)										

\boxtimes	Fees	3

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

- ☐ \$385.00 small entity
- 冈 The applicant(s) hereby petition(s) for an extension of one (1) month pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:
 - NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$0.00 is required for the full period of the above-requested extension of time.
 - An extension of two (2) month(s) was previously requested and paid for on November 18, 2003 in the 冈 instant application. Thus, a fee of \$530.00 is required to obtain an additional one (1) month extension.
- The fee of \$130.00 under 37 C.F.R. § 1.17(i) for suspension of action is enclosed.
- \boxtimes Enclosed is(are) check(s) in the total amount of \$1300.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Muncy,

1794-0142P

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Attachment(s)

(Rev. 09/30/03)